


March 19, 2004

On January 19, 2004, a moving van arrived at the residence of then Theodore Davis on Rosedon Drive at approximately 9 or 9:30 in the morning. The moving men started moving furniture on the street; they put a few things in the moving truck. People in the neighborhood started stopping by and taking things. A policeman came and started talking to the lady in the house he had a bag in his hand and took something to the trunk of his police car. People were stopping by all day, later that night a wrecker came and pulled a car from the driveway that was parked near the privacy fence.

  
Veronica Thomas

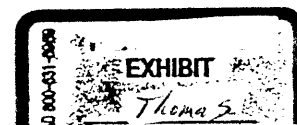
State of Alabama, County of Montgomery

On this 19<sup>th</sup> day of March, 2004, personally appeared before me the said named Veronica Thomas to me known and known to me to be the person described in and who executed the foregoing instrument and she acknowledged that she executed the same and being duly sworn by me, made oath that the statements in the document are true.

Signed   
Notary Public

SEAL

My commission expires: 08/17/04



4           So she said, you're going to get out of  
5           here. I have the deeds to this house. You  
6           don't have any proof at all. And I said,  
7           oh, yes, I do. I said, I know I've been  
8           living here, I said, and you're not going  
9           to put me out of here like this. I said,  
10          what are you trying to do?

11          So the guys came in I guess as a  
12          threat. And so I said, well, I'm going to  
13          call the police. Well, you call the  
14          police. The police can't do anything about  
15          this because I've got my proof right here.

16          So I think at that time, I think I did  
17          call the police. And so she told me I had  
18          to get out. While he was on his way, they  
19          were still telling me to get out of the  
20          house. And I told them -- I said, I'm not  
21          going anywhere, I said, and we'll  
22          straighten this out. I said, you guys are  
23          going to get out of here.

61

0  
1           So the police came, and so we told the  
2           police what was going on. And so she had  
3           the deed, and she handed him the deed. And  
4           so I told him, I said, yeah, but she has  
5           the other paperwork, too, I said, because  
6           I'm buying this from her. And she made --  
7           he's not buying a damn thing from me. And  
8           this is my house, I have the deeds, and I  
9           have the right to put him out.

10          So I said, well, even if that were so,

06-15-2004 TDavis.txt

11 you don't have the right to put me out. I  
12 said, I don't have to go anywhere right  
13 now. I said, you would have to go through  
14 a procedure to put me out of here. I said,  
15 but I don't want any trouble. I said, I've  
16 got good neighbors. I don't even want them  
17 to know what's going on. She said she  
18 didn't give a damn about that; all she  
19 wanted was my ass out.

20 So the nephew was in the background,  
21 telling me I had to get out, and he was  
22 threatening. So because of her and my  
23 relationship, I didn't say a thing to him.

62

0

1 I just let him talk.

2 And then I got phone calls from the  
3 daughter. The daughter called and said,  
4 what's this? You remember telling me  
5 that -- at one time that you were buying  
6 this house from my mom? Because she had  
7 given me a lot of problems before. So I  
8 just told her what was happening. I said,  
9 now, your mom and I had an agreement. I'm  
10 buying this house.

11 And so on the phone, she reminded me of  
12 that. She said, you remember telling me  
13 that you were buying the house from my  
14 mom? Well, what's this stuff about? My  
15 mom has the deeds to the house, and my mom  
16 said that she owns the house. And so she  
17 said, you're going to get yours, so on,

1 Q. And how long had you lived in Rosedon Drive?

2 A. From 1994 -- I don't remember the month.

3 1994 to January -- I mean, January 18th of  
4 this year.

5 Q. And where did you live before that, sir?

6 A. I lived on 117 National.

7 Q. And what --

8 A. In Montgomery. That's --

9 Q. Where about is that?

0 A. That's right off of -- off of -- what's the  
1 main street?

2 Q. You mean like downtown or --

3 A. Uh-huh. It's right over off of Cleveland  
4 Avenue.

5 Q. All right. And about how long did you live  
6 there, sir?

7 A. About eight years.

8 Q. About before that, where did you live, sir?

9 A. In Cloverland Shopping Center -- Apartments.  
0 Cloverland Apartments.

1 Q. And about how long there, sir?

2 A. I guess about eight years.

3 Q. And that's fine. Just approximately. And

DUNN, KING & ASSOCIATES

Montgomery, Alabama

(205) 266-2222 (205) 252-2222

1 the police report on the telephone  
2 conversation I had with the lady, when I  
3 asked her to send the police to meet me, she  
4 said meet them at the house, and I told her,  
5 I said, no, I don't want to do that. I said  
6 I'd rather wait somewhere else. And she  
7 said -- and the lady on the phone said, okay,  
8 well, can you wait at a neighbor's around the  
9 corner? And I said, yes, I'll do that. And  
10 I did. I waited up the street at a  
11 neighbor's house until the police came by,  
12 and then I went. The police parked in front  
13 of the door and I parked behind it. And then  
14 they saw me, Officer S. J. Watts.

15 Q. Now, Officer Watts --

16 A. Officer Watts was --

17 Q. -- was the officer who was with you --

18 A. When I went to the house.

19 Q. -- on the night --

20 A. On the night that this happened. On the  
21 18th. That -- that was the same day that I  
22 was evicted.

23 Q. All right, sir. Again, help me if you

1 that was the trespassing incident.

2 And then I was also -- in Birmingham,  
3 about three weeks later, I got a letter from  
4 the Sheriff's Department there. And she had  
5 said that I had said -- told her daughter in  
6 a -- in a telephone conversation that I would  
7 kill her and that the neighbors had told  
8 her --

9 Q. Would kill whom?

10 A. Ms. Dumas.

11 Q. All right, sir. I'm sorry. Let me see if  
12 I've got the sequence of events. About 8:30  
13 in the morning, the incident occurred that  
14 you've described --

15 A. Occurred, uh-huh.

16 Q. -- previously?

17 A. Yes, sir. But, now, this policeman who came  
18 that morning was not the same one. This one  
19 here is the one that came on the 18h that  
20 night and on the 19th.

21 Q. Okay. Let me see if I can -- and I  
22 apologize. I'm, afraid, trying to gather all  
23 this information; I'm getting my dates and

DUNN, KING & ASSOCIATES

Montgomery, Alabama

(205) 262-0261 or (800) 359-8001

1 days messed up. The first incident is at  
2 about 8:30. How long did that last, just  
3 approximately?

4 A. Oh, gosh. It seemed like a lifetime, but I  
5 assume I didn't even stay there 40 minutes,  
6 because they gave me five minutes to leave.  
7 But with everything happening and stuff, I  
8 know it was -- I stayed there 20 minutes I  
9 know trying to get what I could, because he  
10 threatened me and told me he'd put me in jail  
11 if I didn't hurry and get out.

12 Q. And you said that officer was not Mr. Watts?

13 A. Not the same, no, sir.

14 Q. Can you describe -- was it one or more  
15 officers?

16 A. Just one officer.

17 Q. And how would you describe that officer?

18 A. He was a black officer. I didn't pay him any  
19 real attention. I couldn't remember much of  
20 anything that morning. I was really just  
21 trying to figure out what I was going to do  
22 next, you know, because of him putting the  
23 pressure on me telling me that I had to

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

Page 174

1 Q. Ms. Dumas?  
2 A. Ms. Dumas and two other -- from what I saw,  
3 there was only two other guys with them. So  
4 there was a total of four that I saw.  
5 Q. And they appeared to be friends of the nephew  
6 or Ms. Dumas?  
7 A. I don't know who they were friends of. I  
8 didn't know them. But, you know, they all  
9 came in and they were all yelling. Well, the  
10 two that I -- that came in, I -- they didn't  
11 say anything. It was just she and her  
12 nephew. And they were the ones who were  
13 yelling get out, get out, you got to get out.  
14 it's time for you to go.  
15 Q. All right. Now, when did Mr. Hardy arrive?  
16 A. I guess it may have taken him six or seven  
17 minutes or so. He got right there really  
18 quick there. It wasn't long at all.  
19 Q. And his first name is?  
20 A. Thomas.  
21 Q. Okay. Does he live in the same area?  
22 A. No. He -- he -- he lives in the Twin Gates  
23 area. But I -- when I called him -- I don't

Page 176

1 Q. And when you left the house on Rosedon, where  
2 did you go?  
3 A. To Mr. Hardy's house.  
4 Q. And about how long did you stay there, sir?  
5 A. I stayed there about three or four hours, I  
6 guess, until I decided that there were -- I  
7 needed to go back and get the money out of  
8 the safe and my medicine that I had left.  
9 Q. And that's when you called the police to  
10 assist you in going and making the entry?  
11 A. Yes, sir.  
12 Q. And then that's when you first saw --  
13 A. Mr. Watts.  
14 Q. Mr. Watts. And, I'm sorry. Is 5:18 p.m., is  
15 that the time you arrived or when you called  
16 him when you first saw him?  
17 A. I'm not sure. It might have been the  
18 time -- I'm -- I think it probably -- he put  
19 it down at the time that I called. I'm not  
20 sure.  
21 Q. All right. Is that Lieutenant Signore?  
22 A. Yes, sir. He's the one I saw yesterday who  
23 told me if I needed any other information,

Page 175

1 remember whether he was on a cell phone or  
2 where I called him, but he got there  
3 fairly -- pretty fast.  
4 Q. If you would help me, where is Rosdon? Is it  
5 Rosdon or Rosedon?  
6 A. Rosedon. It's right off Woodley Road. You  
7 go down Woodley Road to Peter Crump School,  
8 and it's right there -- that subdivision  
9 right there right at that light a block from  
10 Peter Crump. It's the -- Spring Valley.  
11 Q. Okay. That would be the neighborhood. I  
12 gotcha.  
13 A. Uh-huh.  
14 Q. After Mr. Hardy arrived, about how long were  
15 you there?  
16 A. Maybe ten or 15 minutes.  
17 Q. Fair enough. Now, was the police officer --  
18 just one police officer there the entire  
19 time?  
20 A. Yes, sir.  
21 Q. Did any charges arise out of that 20 to 40  
22 minute confrontation with Ms. Dumas?  
23 A. No, sir.

Page 177

1 that I could call this number and maybe he  
2 could help me.  
3 Q. Okay. Is he some sort of supervisor --  
4 A. Yes, sir.  
5 Q. -- for that division? And how would you make  
6 contact with Lieutenant Signore?  
7 A. I went down and requested the information on  
8 the incident for that -- for my arrest. And  
9 they didn't have anything on the morning of  
10 that. The only thing they had was the arrest  
11 thing. That's all that they found. They  
12 didn't have anything on the -- I guess on the  
13 call that morning or anything. This was all  
14 that I was able to get was the -- the arrest  
15 portion of it.  
16 Q. Did they give you a report on the arrest?  
17 MR. ROUNTREE: Yes. George has got  
18 it. He took it to make a copy.  
19 He's going to bring it back.  
20 MR. SHEEHAN: Thank you.  
21 Q. I guess that report is going to say about how  
22 long --  
23 A. It doesn't -- from what I could see, it

9 (Pages 174 to 177)



DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

June 17

Page 178	Page
<p>1 didn't have how long I stayed in there. 2 MR. ROUNTREE: It's a very poor report. 3 Q. Prepared by Mr. Watts, I guess? 4 A. Maybe. I'm not sure, because -- no, sir, it 5 was not. It was -- because what happened was 6 I -- we never could find out who it was who 7 made the actual report and put -- had me put 8 in jail. We never found out who that was. I 9 don't know who it was. Because when I went 10 to try to get some help from the police 11 on -- on the 20th, I think it was -- let's 12 see. 18th, 19th. On the 20th, I went down 13 to a couple of lawyers and asked questions 14 about what I could do to get my belongings 15 out of the house. They said it was a civil 16 matter and it would be a lot of work. And so 17 they suggested that I go to the County. I 18 went to the County and I asked them. They 19 said they couldn't do anything because it was 20 a civil matter. I went to the police 21 department -- 22 Q. Now, when you say you went to the County, 23 would that be the Sheriff's Department?</p>	<p>1 and I stepped out, I guess it was a matter of 2 15 minutes. Because after he heard whatever 3 it was she told him, he kept telling me be 4 quiet, be quiet, don't say anything, listen 5 to me. And then he told me you've got to go, 6 she's only going to give you your medicine. 7 And I told him, I said, well, sir, I got 8 other things in there I need to get. I said, 9 I need -- I said, walk with me -- walk 10 through here with me, let me get what I need 11 to get and then I'll leave. Sir, you're not 12 going in there. She doesn't want you in 13 there, you're not -- I said, I live here. 14 These are my things. I said they're sitting 15 on -- eating my food and sitting on my 16 furniture, and I -- and these are strangers 17 going through everything I have. They went 18 through it piece by piece and threw away or 19 kept whatever they wanted to keep. These are 20 things that were mine. I'm an adult. 21 Whatever I had in there was mine. And they 22 went into the safe. The pictures that were 23 shown yesterday, now, some of those I didn't</p>
Page 179	Page
<p>1 A. Yes, sir, uh-huh. 2 Q. I'm sorry. 3 A. I went to the police department then on 4 Ripley and I requested their help. And the 5 young lady stated that she could not do 6 anything for me, but that she had some sad 7 news for me; that I would be retained because 8 there was a warrant for my arrest for 9 criminal trespass. 10 Q. Is that first time that you learned that she 11 had sworn out a warrant for you? 12 A. Yes. Well, they had mentioned it the 13 night -- you know, when the police and I went 14 in that night before, they had mentioned it, 15 because he had told her that she had the 16 right to do it. But I didn't know whether 17 she would or not because she kept yelling. 18 I'll put you in jail, I will put you in jail; 19 but I didn't know that she, you know, would 20 go through with it. 21 Q. About how long did the incident with Officer 22 Watts -- how long did that take? 23 A. After we initially went into the back door</p>	<p>1 know anything about. I had -- you know, 2 because I have other roommates who had lived 3 with me through the years. But the ones that 4 I did recognize were in my safe. And so I 5 know she had to have gone into my safe to get 6 those. 7 Q. When you went in with Officer Watts that 8 Sunday evening, did you see the safe? 9 A. I wasn't able to go in. 10 Q. Okay. 11 A. I was in the kitchen at the back door, and I 12 wasn't allowed to go in. 13 Q. Were the nephew and his two friends still 14 there Sunday evening? 15 A. The nephew -- I didn't see anybody but she 16 and the nephew. They were the ones who came 17 rushing in cursing the police and me out. 18 And so they were -- they were the only ones 19 that were there. 20 Q. That Sunday evening? 21 A. That Sunday evening. 22 Q. All right, sir. You stayed there about 15 23 minutes give or take?</p>

10 (Pages 178 to 181)

Dunn, King & Associates  
toll-free (800) 359-8001

431 South Court Street  
www.dunking.com

Montgomery, AL 3  
ph: (334) 263-0261; fax 263-

June 17, 2004

POSITION OF THEODORE DAVIS  
 AVIS v. ARMSTRONG RELOCATION, LLC, ET AL.

Page 182

1 A. Yes, sir.  
 2 Q. And then where did you go, sir?  
 3 A. I went back around the corner to a friend of  
 4 mine, Ms. Vaughn's house. She lived  
 5 around -- she lived on 207 Riding Avenue.  
 6 And I went around to her house to wait for  
 7 the police to pass by so I could tell him my  
 8 money was in there so he could take me back  
 9 to get it, but he never showed up.  
 10 Q. Is that where he had met you?  
 11 A. That's -- he was the one who was called, and  
 12 that's where he met me, at the house,  
 13 uh-huh. And so I waited for him to come back  
 14 by so I could stop him, but he never did show  
 15 up. So I asked her if she would take me  
 16 around that way. So she took me around. And  
 17 when she took me around, he was standing  
 18 there watching the movies with Ms. Dumas and  
 19 all. That's why --  
 20 Q. The police officer?  
 21 A. The police officer. That's why he was there  
 22 and had not left. She had shown him quite a  
 23 few of the movies and stuff, and he was

Page 184

1 A. '84 Lincoln Mark VII.  
 2 Q. So when you drove by, you were in the '84  
 3 Lincoln --  
 4 A. No, sir. I was in Ms. Vaughn's car.  
 5 Q. Okay. And after driving by, about what time  
 6 was that, sir?  
 7 A. Gosh. This was about five something. So I  
 8 guess it had to be somewhere around six or  
 9 something. I'm not sure. It -- it was dark,  
 10 though. It had gotten dark.  
 11 Q. And where did you go then, sir?  
 12 A. I left her house and went to my sister's in  
 13 Birmingham.  
 14 Q. So that evening, you drove to Birmingham?  
 15 A. Yes, sir.  
 16 Q. And I'm sorry. You probably gave us the name  
 17 of your sister, but your sister --  
 18 A. Mary Drake.  
 19 Q. And she lives at --  
 20 A. 5608 Terrace J, as in John.  
 21 Q. The letter --  
 22 A. Just the letter J, uh-huh. And that's  
 23 Birmingham, Alabama.

Page 183

1 watching them with her.  
 2 Q. At night?  
 3 A. And then we went -- yes, sir, that night.  
 4 After I -- after they made me leave. And so  
 5 we went up the street, came back by to make  
 6 sure that that's what we saw. And so -- so  
 7 we slowly went on by, and then I left and  
 8 went on to Birmingham after he had told me if  
 9 I come back, they would arrest me.  
 10 Q. I'm sorry. Ms. Vaughn's name is?  
 11 A. Jennifer Vaughn, uh-huh.  
 12 Q. Now, is she -- was she a neighbor?  
 13 A. She was a neighbor, uh-huh. Yes, sir.  
 14 Q. All right. When you left the house, did you  
 15 have transportation or did you have to borrow  
 16 someone's car?  
 17 A. No. I had -- I had my car. Now, I had left  
 18 one in the yard. I had two cars. I  
 19 had -- one was left in the yard that she had  
 20 pulled in. She had that one --  
 21 Q. What make and model was that, sir?  
 22 A. It was a '93 Mercury Grand Marquis.  
 23 Q. And the one you were driving was a --

Page 185

1 Q. Okay. And her telephone?  
 2 A. 35208 is the zip.  
 3 Q. And her telephone number is?  
 4 A. 205-924 -- I'm -- I'm sorry. 923-4432.  
 5 Q. 4432?  
 6 A. Yes.  
 7 Q. How long did you stay there at 5608 Terrace?  
 8 A. From that day until today. I'm still there.  
 9 Q. Oh, I'm sorry. You spent the night there?  
 10 A. Yes, sir.  
 11 Q. Did you come back to Montgomery the following  
 12 day?  
 13 A. Came back -- no. The following day was when  
 14 the incident happened. I couldn't come back  
 15 because they told me they'd put me in jail if  
 16 I came back. So I wasn't -- I didn't come  
 17 back.  
 18 Q. Was it Officer Watts who told you he was  
 19 going to put you in jail?  
 20 A. Both officers. The one that morning of the  
 21 18th that came out told me if I came back,  
 22 that they would have to arrest me.  
 23 And -- and then -- but he did say that if I

11 (Pages 182 to 185)

June 17, 2004

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, L.L.C., ET AL.

Page 186

1 needed to come back, call an officer and they  
2 would probably send somebody to come back  
3 with me if I needed to come back. But I had  
4 to leave or he would put me in jail that  
5 morning. Okay. And then I called Officer  
6 Watts, and he -- after her -- hearing  
7 Ms. Dumas and she had the deeds and all of  
8 this, to the house, and then he told me that  
9 I had no rights and that I had to leave and  
10 that if I came back, that I would be  
11 arrested.  
12 Q. Can you describe Officer Watts for me?  
13 A. He was a black officer also. I guess he  
14 might have been about six-two, three -- I'm  
15 not sure, really -- and about 200 or so  
16 pounds.  
17 Q. Did he say he had had any communication with  
18 the officer from the morning?  
19 A. No, sir.  
20 Q. Do you think he had any knowledge of what had  
21 taken place that morning?  
22 A. I doubt it. I doubt it. I don't think they  
23 did. Because that was early morning and this

Page 188

1 A. She lives in Birmingham.  
2 Q. And the address there is?  
3 A. I don't know her's either right offhand. But  
4 I received the call from Linda. And she had  
5 stated that I needed to get down here because  
6 my things were being put out on the street.  
7 And so I told her I couldn't come because  
8 what he had told me, I would be arrested.  
9 And I said, well, is there anything that you  
10 can do? So she can -- so I guess there  
11 wasn't anything she could do.  
12 But I didn't know that they had talked  
13 to my daughter, too. And my daughter had  
14 gotten some people and they were on their way  
15 down here to try and retrieve whatever they  
16 could, whatever help they could give.  
17 Because after she heard it, that's what she  
18 did, she just came on.  
19 Q. Okay. Now, I'm sorry. Ms. Bryant from  
20 Birmingham --  
21 A. My daughter, uh-huh.  
22 Q. -- came down?  
23 A. Came down.

Page 187

1 was that afternoon.  
2 Q. So probably a different shift?  
3 A. Yes, sir, uh-huh.  
4 Q. So Monday morning, about what time did you  
5 get up at your sister's?  
6 A. It was early, because I couldn't really  
7 sleep. I didn't really get any sleep that  
8 night. So I remembered getting a call from  
9 my daughter's sister. Yes, it was my  
10 daughter's sister. We -- I don't  
11 have -- she's not my child. Okay.  
12 Q. And her name is?  
13 A. Linda Grant.  
14 Q. And where does she live, sir?  
15 A. She lives here in Montgomery.  
16 Q. At --  
17 A. And I don't know her address, but it's in  
18 Spring Valley in the same area around the  
19 corner from where I was living. But she's on  
20 Spring Valley Drive.  
21 Q. All right. And your daughter's name is?  
22 A. Aliya Bryant.  
23 Q. And where does she live, sir?

Page 189

1 Q. All right, sir. Did you ride with her?  
2 A. I did not. I never came -- I never left -- I  
3 haven't been in that area since it happened.  
4 I -- she -- I stayed in Birmingham.  
5 Q. All right. Did Ms. Grant go by?  
6 A. She helped Ms. -- she helped my daughter to  
7 get whatever they could get.  
8 Q. Okay. So Ms. Grant and Ms. Bryant went to  
9 the house on Monday?  
10 A. Yes, sir.  
11 Q. Okay. About what time did they arrive?  
12 A. I don't know. I -- I couldn't tell you,  
13 because I really didn't even know my daughter  
14 had come until later on when I found out she  
15 had come and tried to retrieve whatever she  
16 could for me.  
17 Q. Okay. And what did they -- what were they  
18 able to get?  
19 A. They were able to get my bedroom suite -- the  
20 master bedroom suite. They got most of it.  
21 It was damaged quite badly, but they did  
22 get -- get it on the truck, because it was  
23 just them and a couple of people helping

June 17, 2004

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

Page 190

1 them. And they got a couple of pieces of my  
2 grandmother's antique dinette. And I guess I  
3 got a pair of shoes or something like that,  
4 and that's about it. They got little shirts  
5 and stuff like that that they could get. But  
6 I didn't get anything any more than that.  
7 Q. Okay. When did they get that stuff?  
8 A. That day. That was that Monday.  
9 Q. Okay. About what time?  
10 A. I don't know. I don't even know what time  
11 they got there or were there. Because, like  
12 I said, I didn't even hear about her being  
13 there until later on that day.  
14 Q. About what time did you hear that she was  
15 there, Ms. Bryant?  
16 A. That evening. I guess it was afternoon about  
17 three or four o'clock, I guess, something  
18 like that.  
19 Q. And when she called -- did she call you?  
20 A. I don't remember. I don't remember how I  
21 found out she was there.  
22 Q. Okay. But about three or four o'clock, you  
23 had some word from Ms. Bryant?

Page 192

1 the book, I think.  
2 Q. Okay. Did she have a cell phone as well?  
3 A. I don't know.  
4 Q. Could you get that information to your  
5 lawyer?  
6 A. Okay.  
7 Q. Thank you, sir. And, again, what that will  
8 do is help us with the chronology of events.  
9 A. Okay.  
10 Q. So when did you next hear from anyone, say,  
11 after the call from Linda Grant advising you  
12 that they were moving your stuff out?  
13 A. I don't remember hearing from anyone after  
14 that. But I remember making a call myself.  
15 I made a call to a few people. But I know I  
16 got in touch with one lady who had went to  
17 therapy with me who I had met in therapy.  
18 And I called her because I couldn't -- I  
19 don't remember who else I tried to call, but  
20 I couldn't get anybody. But, anyway, I  
21 called her and asked where she was in the  
22 area, and she told me. I said, well, will  
23 you please do me a favor. And I tried to

Page 191

1 A. Had some word that -- uh-huh, that she had  
2 tried to get some things, uh-huh.  
3 Q. And what did she say?  
4 A. I don't even remember who it was that told  
5 me. I'm at a loss for that. Really, at that  
6 point, I don't know who told me, but I  
7 remember their saying that my daughter was  
8 there, she had tried to get certain things.  
9 And I don't remember if she's the one called  
10 me or who called me. You know, because I was  
11 really trying to visualize everything in the  
12 house sitting on the street and people coming  
13 and stuff. So --  
14 Q. Sure. What was your daughter's cell phone  
15 number?  
16 A. I don't have it.  
17 Q. Okay.  
18 A. But I can get all of that for you.  
19 Q. Okay. And, I mean, that might help us with  
20 the timing, anyway.  
21 A. Okay.  
22 Q. What about Linda Grant's telephone number?  
23 A. I don't know that either. I think she's in

Page 193

1 tell her what was going on. I asked her,  
2 will you please go by there -- because I  
3 didn't know if anybody then -- and I didn't  
4 know my daughter had went or anything -- and  
5 I said, and see -- maybe see what's going on  
6 for me. And so she said, okay. And  
7 she -- her name is Crum. Marie Crum. And  
8 she said that she would go by and see what  
9 she could see. And she got there and she  
10 called me and she said, Ted -- she said,  
11 Lord, she said she felt sorry for me. She  
12 said this is ridiculous. She said all of  
13 your stuff is out in the yard and she said  
14 there were people all over the place. And so  
15 she said that -- so I said, well, can you try  
16 to stop them while I call the police. And  
17 she said, well, a policeman is already here.  
18 And so I said, well, can I speak to the  
19 officer. So she said, okay, and she called  
20 him. She called him and she said, sir, can  
21 you come here for a minute. He came over,  
22 she gave him the phone. And I told him, I  
23 said, well, sir, I said, I'm -- my name is

13 (Pages 190 to 193)



June 17, 2006

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

Page 194

1 Ted Davis. I said, that's my stuff. I said,  
2 can you please stop them from getting it.  
3 And he laughed and said, sir, I don't see  
4 anybody getting anything. Everything is  
5 okay, you know. And -- and so I said, okay.  
6 And he gave the phone back to her, Ms. Crum.  
7 And she told me, she said, Ted, he's lying.  
8 She said, there's trucks in your driveway,  
9 people are putting stuff on the trucks. She  
10 said, there's a lady that just grabbed a  
11 bottle of liquor or something -- a lady or  
12 child or something -- and just ran across the  
13 street with a bottle of liquor. And people  
14 are going through the bags and putting bags  
15 on the truck now. And then that's when I  
16 told her to go up and take -- asked if she  
17 saw my neighbor Mr. Johnson. And she said  
18 yeah. And I said, will you go and see if  
19 he's there and if he is, let me talk to him.  
20 And I went -- and she took it up there and  
21 asked him if he was Mr. Johnson and he said  
22 yes. I talked to him and I -- and he said,  
23 well, Ted, I tried. He said, but every time

Page 196

1 A. Get whatever you want.  
2 Q. Now, Mr. Johnson is Mr. --  
3 A. Don Johnson.  
4 Q. And he was a neighbor --  
5 A. He was two doors up from me. There was a  
6 house between his and mine.  
7 Q. Now, did you talk to him?  
8 A. I've talked to him several times since then.  
9 You mean that day?  
10 Q. Yes, sir.  
11 A. Yes. I talked to him because he's the one  
12 who told me he had went down to try to see  
13 what he could do but said that she was  
14 telling everybody to get it and there was  
15 nothing anybody could -- you know, nobody  
16 could stop them after she told them that.  
17 Q. All right. Now, is Marie Crum, was she also  
18 a neighbor?  
19 A. She was -- she had went to therapy with me.  
20 I had -- you know, when I was injured, we  
21 both had therapy together. And we kept in  
22 contact to see what kind of progress we were  
23 making with our injuries. And so after I

Page 195

1 anybody tries to do something like that, says  
2 she yells and tells them that it doesn't  
3 belong to anybody and -- and they can get  
4 what they want. And so that's what she had  
5 told my daughter, also, that -- you know,  
6 that it didn't belong to them and the people  
7 could get it.  
8 Q. And that would be Ms. Bryant?  
9 A. My daughter. She had -- no, Ms. Bryant is my  
10 daughter. Ms. Dumas told my daughter and her  
11 sister -- she told the people that nothing  
12 belonged to them. See, because my daughter  
13 was telling them this is my father's stuff.  
14 And she came out and told them, no, don't  
15 listen to them. This -- nothing belongs to  
16 them, get what you want.  
17 Q. Telling the neighbors that?  
18 A. Telling the neighbors and anybody who was  
19 stopping. Because the neighbors had called  
20 other people or their family. And from what  
21 I understand, they had called other people in  
22 to get things.  
23 Q. So it was kind of take-as-catch-can, I guess?

Page 197

1 couldn't get anybody else -- I didn't hear  
2 anything from anybody else, I called her and  
3 asked her if she could go by.  
4 Q. And where does she live, sir?  
5 A. I don't know. I have her phone number  
6 somewhere, too. I can get that for you.  
7 Q. All right. And, I'm sorry. Your cell phone  
8 number is?  
9 A. I don't use it enough. It's my sister's cell  
10 phone. But I can get you all these cell  
11 phone numbers.  
12 Q. Again, that's going to help us as far as the  
13 chronology of events.  
14 A. Okay.  
15 Q. Now, when you spoke to Ms. Crum, she's the  
16 one who went and got Mr. Don Johnson?  
17 A. Yes, sir.  
18 Q. Okay. And then you spoke to Mr. Don Johnson?  
19 A. Spoke to Mr. Johnson.  
20 Q. And about what time? Again, I guess the cell  
21 phone records are going to help us as far as  
22 timing, but, day, night?  
23 A. I don't -- it was -- it was -- it was during

June 17, 2004

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

Page 198

1 that day.  
2 Q. All right, sir.  
3 A. It was during that day, because --  
4 MR. ROUNTREE: Is that it?  
5 THE WITNESS: That's mine.  
6 A. Okay. My phone -- my cell phone number is  
7 205-790-3457.  
8 Q. And that's with what service?  
9 A. Verizon.  
10 Q. And how long have you had that number, sir?  
11 A. This is my sister's phone. It's not mine.  
12 She just wanted me to travel with it since  
13 this incident. I've only taken it whenever I  
14 needed it because she wanted to keep up with  
15 me.  
16 Q. Now, would that be the phone that you were  
17 using?  
18 A. Either that or the house phone. I don't know  
19 which one it was.  
20 Q. And I'm sorry. The house phone number is?  
21 A. 205-923-4432.  
22 Q. And that's with what service?  
23 A. I guess it's Bell. I'm not sure.

Page 200

1 if -- if I could speak to the police officer  
2 and she called him over. And I assume that I  
3 just knew it had to be, you know, him. But I  
4 don't know if he identified himself or not.  
5 Q. Do we believe that's the same officer,  
6 Officer Watts?  
7 A. Yes, sir. Because I think that Ms. Crum  
8 had -- I -- I think she had mentioned that  
9 she thought that that was his name. And so  
10 when I got that yesterday, it kind of  
11 verified that she did have the right one.  
12 Q. So Officer Watts had been there the night  
13 before?  
14 A. The night before.  
15 Q. And then the following day was there?  
16 A. Yes.  
17 Q. Would he have been in uniform?  
18 A. Yes, sir.  
19 Q. I wonder if it was the second shift. Then it  
20 would be the afternoon shift that he was  
21 there.  
22 MR. ROUNTREE: The shift changes about  
23 2:30, three o'clock.

Page 199

1 Q. It's a home landline?  
2 A. Yes.  
3 Q. But these are both your sister's numbers?  
4 A. Yes, sir.  
5 Q. And they would be listed under?  
6 A. Mary Drake.  
7 Q. Mary Drake. And how many kids does your  
8 sister have?  
9 A. She has one, one son.  
10 Q. And he lives where?  
11 A. He lives with her.  
12 Q. And he's how old?  
13 A. He's 30 -- about 33. He works for Social  
14 Security. He's a computer operator.  
15 MR. ROUNTREE: One second.  
16 (Off-the-record discussion)  
17 Q. Ms. Crum, while present there on that Monday  
18 afternoon, while speaking to you, handed the  
19 phone to a police officer?  
20 A. To a police officer.  
21 Q. Did the police officer identify himself?  
22 A. Not that I remember. All I did was when  
23 I -- I knew it was him because I asked

Page 201

1 A. Well, my -- I had called him the night  
2 before, which was on the 18th. But my  
3 daughter called him on the 19th because they  
4 didn't want any confrontation, because they  
5 were cursing them out about getting -- trying  
6 to get something. And so they didn't want  
7 any confrontation. So, from what I  
8 understand, they called the police department  
9 and asked them to send an officer out, and he  
10 was the one that they sent back. So he had  
11 some long hours, I guess.  
12 MR. ROUNTREE: Let's go off the record  
13 a second.  
14 (Brief recess)  
15 Q. Sir, I understand Ms. Crum handed the phone  
16 to a police officer whom we understand was  
17 Officer Watts, the same officer.  
18 A. Yes, sir.  
19 Q. Did the voice sound the same?  
20 A. Yes, sir.  
21 Q. Did he identify himself?  
22 A. No, sir.  
23 Q. Okay. But from the voice, it appeared to be

15 (Pages 198 to 201)

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

June 17, 2006

<p style="text-align: right;">Page 202</p> <p>1 the same officer --</p> <p>2 A. Yes, sir.</p> <p>3 Q. -- who had been there the day -- the night</p> <p>4 before?</p> <p>5 A. Who I talked to on the 18th, yes, sir. But</p> <p>6 at the time when I first initially talked to</p> <p>7 him, I did not relate him to that. I thought</p> <p>8 it was familiar, but I didn't relate it to</p> <p>9 him until later. And then I thought about</p> <p>10 it, yes, after everything had went down, I</p> <p>11 said that was the same voice, you know. But</p> <p>12 initially I did not relate them.</p> <p>13 Q. All right, sir. So this is January the 19th,</p> <p>14 Monday, that you're talking with Ms. Crum and</p> <p>15 this police officer?</p> <p>16 A. Yes, sir.</p> <p>17 Q. All right. And do you -- was it the</p> <p>18 afternoon or the morning; do you recall?</p> <p>19 A. It was -- I guess it was mid-morning, because</p> <p>20 that's when I initially found out. And I</p> <p>21 think it was mid-morning.</p> <p>22 Q. All right. And then -- mid-morning, ten,</p> <p>23 10:30 or so?</p>	<p style="text-align: right;">Page 203</p> <p>1 speaking with her, and she hung up and that</p> <p>2 was it. That's the last I talked to her</p> <p>3 until I got in touch with her to write this</p> <p>4 letter for me.</p> <p>5 Q. All right, sir. Now, that's the morning of</p> <p>6 Monday the 19th. What happens next</p> <p>7 that -- that afternoon or noon or --</p> <p>8 A. I didn't do anything else. After that I -- I</p> <p>9 just -- just didn't know what else to do. So</p> <p>10 that whole day went, and I just waited for</p> <p>11 the next day to is when I came down, because</p> <p>12 I was thinking what's my next step, which was</p> <p>13 to come down here and try to get my safe, to</p> <p>14 get in the house. So I was going -- I went</p> <p>15 to lawyers to see if there was any paperwork</p> <p>16 I could get to get into the house. They told</p> <p>17 me that I had -- it was civil, they couldn't</p> <p>18 do anything and that I had to go to the</p> <p>19 police. So I went to the County to the</p> <p>20 Sheriff's Department. Then I went to the</p> <p>21 City. And that's when I was arrested.</p> <p>22 Q. All right, sir. Let me see. And, again, I'm</p> <p>23 sorry, but if I keep things in chronological</p>
<p style="text-align: right;">Page 203</p> <p>1 A. Yes, sir.</p> <p>2 Q. On Monday the 19th?</p> <p>3 A. Uh-huh.</p> <p>4 Q. All right. And then what's the next thing</p> <p>5 that happens?</p> <p>6 A. That's when she took the phone up to</p> <p>7 Mr. Johnson. And -- and he talked to me and</p> <p>8 told me that there was nothing that he could</p> <p>9 do because of her telling everybody that they</p> <p>10 could -- it was a free-for-all. And then,</p> <p>11 while I was talking to him, I heard Ms. Crum</p> <p>12 in the background, and she stated, oh, I wish</p> <p>13 I had a camera. She said, she's walking out</p> <p>14 with the police officer and he has a bag in</p> <p>15 his hand. And he put -- he put a bag in the</p> <p>16 trunk of his car.</p> <p>17 Q. Of --</p> <p>18 A. Of the patrol car.</p> <p>19 Q. And then what happened, sir?</p> <p>20 A. And then she gave the phone -- Mr. Johnson</p> <p>21 gave the phone back to her and I told her</p> <p>22 thank you for what she had done and that I</p> <p>23 would be getting in touch with her again and</p>	<p style="text-align: right;">Page 205</p> <p>1 order, my feeble brain can keep things</p> <p>2 together. Monday, did you have any other</p> <p>3 telephone calls, Monday, the 20th -- January</p> <p>4 20th or contacts with anyone?</p> <p>5 MR. ROUNTREE: Monday would have been</p> <p>6 the 19th.</p> <p>7 A. It would have been the 19th.</p> <p>8 Q. I'm sorry. I probably misspoke. You're</p> <p>9 right. The 19th.</p> <p>10 A. No, sir. not that I remember. I -- I</p> <p>11 don't -- I probably did have some, but after</p> <p>12 I heard about what was going on, I -- I</p> <p>13 really can't remember what went on that day.</p> <p>14 Q. All right, sir. So we've now discussed</p> <p>15 everything that you recall on Monday the 20th</p> <p>16 of January?</p> <p>17 A. Well, I went to the police department and I</p> <p>18 was in jail on the 20th. Yes, that's when I</p> <p>19 was arrested.</p> <p>20 MR. ROUNTREE: Monday was the 19th.</p> <p>21 MR. SHEEHAN: I'm sorry. I apologize.</p> <p>22 I wrote down the 19th. I wrote</p> <p>23 down the wrong date.</p>

16 (Pages 202 to 205)

DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, LLN., ET AL.

Page 206

1 Q. So that I'm clear, then, we can now -- we've  
2 discussed everything that occurred on Monday,  
3 January the 19th.  
4 A. Yes, sir.  
5 Q. Now, Tuesday, January the 20th.  
6 A. Is when I came down.  
7 Q. And about what time did you come, sir?  
8 A. I don't know. I was out here as early as I  
9 could be, because I wanted to get things  
10 done. So it was early morning. I don't  
11 remember, because I went -- started at  
12 lawyers' offices and then I went to the  
13 sheriff's office and then I was arrested at  
14 the City.  
15 Q. Who did you go see first?  
16 A. I think I went to Julian McPhillips.  
17 Q. Okay.  
18 A. And I don't know who else I -- I don't  
19 remember who else I went to, but I know I  
20 went to them. And then I went to -- oh,  
21 gosh. I don't remember who else it was. But  
22 then I went -- but they told me to go down to  
23 the County. They suggested I go down there

Page 208

1 Department, where did you go, sir?  
2 A. To the City.  
3 Q. And who did you speak with there?  
4 A. A Major Murphy. Oh, that was -- I'm sorry.  
5 Let's see. That was -- yeah, that's when I  
6 got arrested -- no, I'm sorry. I'm sorry.  
7 I'm messing up, too. Major Murphy was after  
8 all of this -- after this had happened. I  
9 spoke to a young lady that was up there that  
10 sits at the desk when you walk into the  
11 locked door that they press. Okay. I went  
12 in there to ask if I -- if she could give me  
13 some idea of what I could do to talk to  
14 somebody to take me over to the house. And  
15 she informed me that they didn't do that.  
16 She said we don't do that, sir. That's a  
17 civil matter. But I can tell you this, which  
18 I'm sorry to say, we are going to have to  
19 detain you. And -- because there is a  
20 warrant for your arrest.  
21 Q. And about what time is that, sir?  
22 A. That was that afternoon, I think. Well, no.  
23 I spent about eight hours in there so it had

Page 207

1 and fill out some -- it was some form that  
2 they said I could probably fill out to hold  
3 the sale of the house, to keep them from  
4 being able to sell the house. They said I  
5 needed to fill that out first. And I went  
6 looking and asking questions about how I  
7 could get this form. Nobody could tell me  
8 anything about that. Then they said I'd have  
9 to -- if I got it, I'd have to have a judge  
10 sign it to okay the hold on it. And so I  
11 didn't get anywhere with that. And so I then  
12 went to, like I said, the City after leaving  
13 the County. And -- and --  
14 Q. Now, did you actually go to the Sheriff's  
15 Office in the --  
16 A. Yes, sir.  
17 Q. -- courthouse?  
18 A. Uh-huh. Uh-huh. I talked to someone there,  
19 and they told me that it was a civil -- it  
20 was a civil matter.  
21 Q. Do you recall who you spoke with?  
22 A. No, I don't.  
23 Q. And after leaving the County Sheriff's

Page 209

1 to be that morning, because I stayed there  
2 all day.  
3 MR. ROUNTREE: 2:30.  
4 THE WITNESS: I think it was 12  
5 something, wasn't it?  
6 MR. ROUNTREE: Yeah, 12:30. I'm sorry.  
7 THE WITNESS: Yeah. Okay. Yeah.  
8 Q. All right, sir. Let me show you what has now  
9 been marked Defendant's Exhibit #77 and ask  
10 you what that is, sir.  
11 A. That's the arrest report. When I went down  
12 to City Hall, they informed me that I was  
13 going to be detained, and it was because of a  
14 warrant that had been filed charging me with  
15 criminal trespass.  
16 Q. All right, sir. And about what time was  
17 that?  
18 A. About 12:30 p.m. on the 20th of January.  
19 Q. All right, sir. So what happened then when  
20 they said they were going to have to detain  
21 you?  
22 A. They -- I -- I had my cell phone with me, so  
23 I called Mr. Hardy again, Tom Mr. Hardy again

1 / (Pages 206 to 209)



DEPOSITION OF THEODORE DAVIS  
DAVIS v. ARMSTRONG RELOCATION, L.L.N., ET AL.

June 17, 2006

Page 210

1 and informed him that they were going to put  
2 me in jail.  
3 Q. And that cell phone number is?  
4 A. His -- his number. His number was 2 -- his  
5 number was 288-6 -- 8607. 288-8607.  
6 Q. Is that 334?  
7 A. Yes, sir. And he -- that's his number. And  
8 that's where I called for him to come and get  
9 me. And that cell phone number that you have  
10 there is the number I called from, this one  
11 here.  
12 Q. Would be area code 205?  
13 A. Yes, sir.  
14 Q. 790-3457?  
15 A. Uh-huh.  
16 Q. Which is the account at Verizon?  
17 A. Mary Drake, uh-huh.  
18 Q. And about what time did he arrive?  
19 A. I'm assuming it took -- at least five or six  
20 hours I was there.  
21 Q. Did they -- where did they -- where were you?  
22 A. I was in a holding cell. They took  
23 fingerprints and pictures and all of this

Page 211

1 stuff, I'll tell you. And it was  
2 embarrassing.  
3 Q. While you were there, did you see anyone that  
4 you knew?  
5 A. No, sir.  
6 Q. Has anyone told you that they saw you there?  
7 A. No, sir.  
8 Q. And Mr. Hardy arrives and what happens then?  
9 A. He paid the \$500 bail and then we had to wait  
10 for a while until the paperwork, because he  
11 said he had sat down there waiting for that  
12 for a couple of hours waiting for them to go  
13 through that procedure. And after that was  
14 cleared, then they told me I -- they came and  
15 got me and gave me my clothes and all of my  
16 belongings and told me that I could go. And  
17 so I left with him.  
18 Q. And about what time was that?  
19 A. It was late that afternoon. I don't remember  
20 the time.  
21 Q. Had it already gotten dark?  
22 A. I don't remember whether it had or not.  
23 Q. All right. Where did you go, sir?

Page 212

1 A. I went back to his house. Went back over to  
2 his house. I got my car and followed -- and  
3 followed him.  
4 Q. All right. And how long were you there at  
5 Mr. Hardy's house?  
6 A. I think I spent the night that night, if I'm  
7 not mistaken.  
8 Q. And then what -- what did you do the next  
9 day?  
10 A. I went to try to get him the money to pay him  
11 back, because he had -- the \$500, and I went  
12 and got some money to pay him back.  
13 Q. All right. Now, is this -- does that bring  
14 us up to Wednesday, January 21st?  
15 A. Yes, sir.  
16 Q. Okay. So where did you go to try to get the  
17 money to pay Mr. Hardy back?  
18 A. I went to the credit union, to the bank.  
19 Q. And which credit union?  
20 A. Maxwell.  
21 Q. And were you successful?  
22 A. Yes, sir. I had it. It was in my account.  
23 So I had it.

Page 213

1 Q. And that's where you do your banking?  
2 A. Yes, sir.  
3 Q. And the account name is?  
4 A. In Theodore Davis.  
5 Q. Were you using that address of Rosedon Drive?  
6 A. Yes, sir.  
7 Q. Did he ask for a cashier's cash or did you  
8 get him a cashier's check?  
9 A. Who is that, now?  
10 Q. Mr. Hardy.  
11 A. Oh, no. No. I just gave him -- gave him the  
12 cash.  
13 Q. All right. And then what happened, sir?  
14 A. I -- I guess it was just a regular day of me  
15 trying to figure out what was going on. I  
16 don't know what -- I don't know what else I  
17 did after that.  
18 MR. ROUNDFREE: Did you go to the city  
19 dump?  
20 THE WITNESS: I don't think that was  
21 that day. I don't remember when I  
22 went to the city dump. I went to  
23 the city dump the day that --

18 (Pages 210 to 213)

1  
2 IN THE CIRCUIT COURT  
3 OF MONTGOMERY COUNTY, ALABAMA

4  
5 THEODORE DAVIS,

6 Plaintiff,

7 vs. Douglas

8 GREYHOUND LINES, INC.,

9 Defendant.

10  
11 March 2, 2004

12 2:00 p.m.

13 Deposition of EDNA STRENA DUMAS, taken by  
14 Defendant, pursuant to notice, at the New York  
15 Palace Hotel, 455 Madison Avenue, New York, New  
16 York, before SUZANNE DANTON, a Shorthand Reporter  
17 and Notary Public within and for the State of New  
18 York.

Q. And that began in approximately 1994?

A. 1994.

Q. And since 1994 you had a boyfriend/girlfriend type relationship?

A. Yes, we did.

Q. And did something occur at some point in time where that boyfriend/girlfriend type relationship changed?

A. Yes, it did.

Q. Tell the court what that was, please, ma'am.

A. In -- well, I came to Alabama to visit him in August of 2003, and prior to that we were on the phone, constantly on the phone a lot. And in September of 2003 he stopped, like, slacked off calling. And then he said your cell phone isn't working so I'm not going to call you.

So at that time my daughter Kimberly called him and said, you know, you really should call my mom. You know how she works, she works a lot of hours and the phone cannot pick up in all of the areas that she works in because of the

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Q. I think you said earlier that you owned a home at 207 Rosedon, is that correct?

A. That is absolutely correct, yes, sir.

Q. Do you still own that property?

A. Yes, I do.

Q. Is it for sale at this time?

A. Yes, I did put it up for sale.

Q. When did you put it up for sale?

A. On the 22nd of January 2004.

Q. Who lived in that house from 1994 until the end of 2003?

A. Theodore Davis.

Q. Did anyone other than him live there?

A. I guess his women. When I come visit, everything would be nice. I mean, nothing would be visible for me to see.

Q. So you didn't see anything that was visible that anyone else was living there?

A. Except Kotex and Tampons. And hair dryers.

Q. Did you see anything else that would indicate someone else was there?

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A. No, sir.

Q. Did Mr. Davis ever pay you any rent?

A. No, sir, he did not.

Q. So he never paid you any rent at all from 1994 through at least January of 2004, is that correct?

A. That's correct.

Q. Were you purchasing that house at that time? Were you making any payments?

A. I paid for that house.

Q. So it was paid for.

A. I paid for that house.

Q. Did you have any kind of agreement at all with Mr. Davis as far as the payment of rent?

A. You know what? He was so strapped when he came to live in my house because he said that they were just coming back off a strike from Greyhound. So he was so strapped, I didn't even pressure him and I didn't even bother him. So he said in August of 2003 when I get my money, I'll pay you what I owe you. When I get my money from Greyhound.

Q. So he said he'd pay you what he owed

1  
2 you.

3 A. When he'd got his money from  
4 Greyhound.

5 Q. What did he owe you?

6 A. I charged him - if I was charging  
7 him \$500 a month for ten years, that would be  
8 like \$80,000.

9 Q. Did he owe you?

0 A. You know what? I tried to help  
1 Mr. Davis out of the kindness of my heart and it  
2 turned into something like this.

3 Q. Did he owe you?

4 A. You know what? How I felt about it,  
5 let him take it and go on and have a happy life.

6 Q. Can you again tell me the date that  
7 you came to the property to ask Mr. Davis to  
8 leave?

9 A. January 19th, 2004.

0 Q. Are you sure it wasn't February 19th,  
1 2004?

2 A. Absolutely not. I'm certain that it  
3 was January 19th, 2004. February 19th he was not  
4 in possession of my house. A "for sale" sign was  
5 in the yard.

1  
2 Q. Did you or your friends eat any of  
3 the food that was in that home?

4 A. No, sir.

5 Q. Did you or your friends use any of  
6 the furniture that was in that home?

7 A. No, sir.

8 Q. What did you do with the food that  
9 was in that home?

10 A. Put it out in the garbage.

11 Q. What did you do with the furniture  
12 that was in that home?

13 A. First of all, let me tell you about  
14 the furniture. All that furniture was not his  
15 furniture. Regardless of what he's saying, it  
16 was not.

17 Q. Who did it belong to?

18 A. It was my furniture.

19 Q. All of it?

20 A. Not all of it. But enough of it.

21 Q. Is some of it his?

22 A. Yes. One or two pieces. Not enough  
23 to even talk about. And it was all broken down  
24 and raggedy.

25 Q. Did you or your friends remove any of

1  
2 that furniture and put it in the yard?

3 A. Did me or my friends, no, I did not  
4 touch it. Nor did my friends touch it.

5 Q. Who put the furniture outside?

6 A. The moving company.

7 Q. And did you hire that company?

8 A. Yes, I did.

9 Q. What's the name of that company?

10 A. I don't have the papers here with me  
11 now.

12 Q. You don't remember the name of the  
13 moving company?

14 A. Absolutely not.

15 Q. Did you know any of the people that  
16 worked for that moving company?

17 A. I don't know nobody. I didn't know  
18 any of them.

19 Q. You didn't know any of the people  
20 that worked for that moving company at all?

21 A. Not at all.

22 Q. Did your nephew or son know any of  
23 the people that worked for that moving company?

24 A. First of all, my son wasn't in the  
25 area. My nephew was in the area. He didn't know



1  
2 anybody.

3 Q. How many people came to remove the  
4 belongings from the house?

5 A. Two.

6 Q. Did they remove everything that was  
7 in there that was his?

8 A. Listen, the police told him to take  
9 what he wanted to take. He took what he wanted  
10 to take. He called the police on me and the  
11 police told him to take what he wanted to take  
12 and he took what he wanted to take.

13 Q. Did the police officer give him only  
14 five minutes to take his items out of the house?

15 A. No, sir. They gave him longer than  
16 five minutes.

17 Q. How many minutes?

18 A. Actually, the police said I think  
19 I've been here an hour now or more, let's see if  
20 he's ready to go. And I don't know what he told  
21 the police.

22 Q. He was living there for ten years and  
23 he was given an hour?

24 A. But you have to understand everything  
25 in that house was not his.

1

2 anybody.

3 Q. How many people came to remove the  
4 belongings from the house?

5 A. Two.

6 Q. Did they remove everything that was  
7 in there that was his?

8 A. Listen, the police told him to take  
9 what he wanted to take. He took what he wanted  
10 to take. He called the police on me and the  
11 police told him to take what he wanted to take  
12 and he took what he wanted to take.

13 Q. Did the police officer give him only  
14 five minutes to take his items out of the house?

15 A. No, sir. They gave him longer than  
16 five minutes.

17 Q. How many minutes?

18 A. Actually, the police said I think  
19 I've been here an hour now or more, let's see if  
20 he's ready to go. And I don't know what he told  
21 the police.

22 Q. He was living there for ten years and  
23 he was given an hour?

24 A. But you have to understand everything  
25 in that house was not his.

1

2 Q. Were there things that were left in  
3 that house that were his?

4 A. His family came and took things that  
5 belonged to him. They took everything that  
6 belonged to him. When it went on the street --  
7 when I put it out, his daughter came, his baby's  
8 mama came, three trucks came and they picked it  
9 up. And the police was present when they were  
10 doing that. And Mr. Davis knows that the police  
11 spoke to him at that time because he called them  
12 and they told him, they said look, the police  
13 told him your family is getting your stuff, it's  
14 okay. So his family took. They had like four  
15 trucks and they took everything of his.

16 Q. What was the police officer's name?

17 A. I'm sorry, I don't know.

18 Q. Did you know that police officer  
19 before?

20 A. I have never seen any of these people  
21 in my life.

22 Q. Did you produce the deed to that  
23 police officer?

24 A. Yes, I did.

25 Q. And you just don't happen to know his

1  
2 name, is that correct?

3 A. I don't know. Mr. Davis called the  
4 police every day three times. I don't know the  
5 police name.

6 Q. Did you ask the police officer to  
7 remove Mr. Davis from the house?

8 A. Mr. Davis called the police to remove  
9 him from the house. I didn't ask him.  
10 Mr. Davis --

11 Q. You're saying that Mr. Davis called  
12 the police in order to have himself removed from  
13 the house?

14 A. That's what happened. He called  
15 them. I didn't.

16 Q. And did you ask that officer to  
17 remove him from the house?

18 A. Mr. Davis got his self removed from  
19 the house. I didn't call the police. Mr. Davis  
20 called the police.

21 Q. Once the police were there, did you  
22 ask them to remove Mr. Davis from the house?

23 A. Mr. Davis said that he had some  
24 rights and he was going to stay. And I said to  
25 the police one of us is going to stay. Mr. Davis

1

2 had a food stamp letter and I had the deed. So  
3 that's the way it went. He called the police.

4 Q. How much time did you give him to get  
5 his items together before he was required to  
6 leave?

7 A. How much time did I give him?

8 Q. Right.

9 A. He had all the time he wanted to  
10 have. He had his things packed. He had a bag  
11 packed. At that time when I came in he said he  
12 was going to work. So he had some clothes  
13 packed. And I did not bother him. I sat in the  
14 front room and he took his time. I didn't rush  
15 him.

16 Q. Did he obtain most of his papers or  
17 records or address books?

18 A. That's all -- understand what he was  
19 taking was papers and addresses -- I don't know  
20 about addresses but he was getting all his papers  
21 and he left there with quite of bit of stuff. He  
22 and his friend. His friend came to help him.

23 Q. Who was his friend that came to help  
24 him?

25 A. He said his name is Tommy.

1

2 Q. Did you make sure that he got that  
3 stub?

4 A. I never seen him anymore. How am I  
5 going to make sure that he get that?

6 Q. Did you or any of your friends review  
7 any of the videos belonging to Mr. Davis that  
8 were in that house?

9 A. Look, the videos that were out there  
10 I did not have time to look at those things. I  
11 just wanted to get them to his family and let  
12 them see them. Let them go ahead with them. But  
13 I did get a call that his daughter saw some of  
14 the videos. I'm not interested in that stuff,  
15 you know?

16 Q. Did you review any of them?

17 A. No, sir, I did not.

18 Q. Did any of your friends?

19 A. His family. Okay?

20 Q. Did you give them to his family?

21 A. I just put everything out there. I  
22 was not interested in -- I just wanted them to  
23 get the stuff and go.

24 Q. You put the videos and the other  
25 business papers out on the street, is that

1

2 correct?

3 A. Yes. Absolutely. His daughter was  
4 there. She was taking them and all of his  
5 family. So they had them.

6 Q. Have you discussed any of his  
7 personal business, either videos, business  
8 papers, with anyone other than Clay Clark?

9 A. Have I discussed it with anyone other  
10 than?

11 Q. Other than Clay Clark.

12 A. With his sister.

13 Q. That's the lawyer sitting across from  
14 you now.

15 A. Yes.

16 Q. Who did you discuss it with?

17 A. With his sister, for one.

18 Q. Anyone else?

19 A. There were people out there that saw  
20 all of that stuff. It was out there.

21 Q. Well, I just want to know if you  
22 discussed it with anyone else.

23 A. Sure.

24 Q. Who did you discuss it with?

25 A. With my son, with my daughter.

1  
2 written down but it was so many, I don't have  
3 them with me. If I had known that you would want  
4 them, I would have brought them.

5 Q. Have you ever signed a warrant  
6 against anybody?

7 A. Against Theodore Davis.

8 Q. And what was that warrant for?

9 A. Because the police asked him not to  
10 come back to that property, don't come back to  
11 this property. And he came back.

12 Q. Did the police do this of their own  
13 volition or at your request?

14 A. At their -- I mean, he kept calling  
15 them and what they were telling him to stay away,  
16 stay away, stay away. And it wasn't --

17 Q. He called the police --

18 A. He kept calling them.

19 Q. They said stay away.

20 A. The police said stay away.

21 Q. How could he get his furniture and  
22 belongings that were on the street?

23 A. His family came down and they picked  
24 them up. His daughter was there. He had like  
25 four trucks.



1

2 Q. Was Mr. Davis arrested because of  
3 your complaint?

4 A. Yes, he was.

5 Q. You signed a warrant for his arrest,  
6 is that correct?

7 A. That's correct.

8 Q. You made a complaint, did you not?

9 A. Yes, I did.

10 Q. Did you and Mr. Davis ever live  
11 together?

12 A. We never lived together but he was  
13 with me, I was with him, we were back and forth,  
14 back and forth, back and forth and back and  
15 forth.

16 Q. I think you testified earlier that  
17 that was three or four times a year, is that  
18 correct?

19 A. Uh-huh. And he had my things in his  
20 house -- in my house. He had my things. I  
21 practically furnished that house. And what  
22 belonged to him his family took.

23 Q. But you only visited with him three  
24 or four times a year, is that correct?

25 A. Yes.

